



Atty. Docket No.: 18433/2022

1636  
Box 502  
PATENT  
FFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Gruber et al.  
Serial No.: 09/870,375  
Filed: May 30, 2001  
Titled: Chimeric Plant Promoters and Plants  
Containing the Same

Examiner: Lamberston, D.A.  
Group Art Unit: 1636  
Conf. No.: 7238

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8a**

I hereby certify that this correspondence (and any paper or fee referred to as being enclosed) is being deposited with the United States Post Office as First Class Mail on the date indicated below in an envelope addressed to Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Andrea MacVarish

Name of Person Faxing

*Andrea MacVarish*

Signature of Person Mailing Paper

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE TO OFFICE ACTION**

Dear Sir:

This is being filed in response to the Office Action mailed from the U.S. Patent and Trademark Office on April 9, 2004 in the above-identified application. Reconsideration and further examination are requested.

Please enter the following amendments and remarks.

**Amendments to the Claims** are shown in the "Listing of the Claims" which begins on page 2 of this paper.

**Amendments to the Specification** are shown at page 8 of this paper.

**Remarks** begin on page 25 of this paper.